IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: H.S. Gifford III et al

Serial No.: 10/790540 Art Unit: 3733

Filed: March 1, 2004 Examiner: D.C. Comstock

For : Devices and Methods for Performing a Vascular Anastomosis

CERTIFICATE OF ELECTRONIC FILING

1 hereby certify that this correspondence is being transmitted via The Office Electronic Filing System in accordance with 37 CFR 1.6(a)(4).

03/26/2010 Julie Chan-Moronev

Date of Transmission and Signature Name of Applicant, Assignce, or Authorized Representative

/Julie Chan-Moroney/

Signature

To: Commissioner for Patents P.O. Box 1450

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Alexandria, VA 22313-1450

NOTICE OF APPEAL

Applicant(s) hereby appeal to the Board of Patent Appeals and Interferences from the decision of the Examiner dated December 29, 2009 finally rejecting Claims 39-47 of the above-identified application.

The item(s) checked below are appropriate:

An extension of time to respond to the final rejection was granted on for month(s).

A Petition For Extension Of Time under 37 CFR 1.136 is attached hereto.

An Amendment and Response after Final Rejection is attached hereto.

Fee \$540.00: for filing of Notice of Appeal

Not required (fee paid in prior appeal)

Charge to Deposit Account No. 10-0750/

The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment in

connection herewith to Deposit Account No. 10-0750/HRT0256USCPA2/TS.

Respectfully submitted,

/Theodore J. Shatynski/ Theodore J. Shatynski Reg. No. 36,676 Attorney for Applicant(s)

One Johnson & Johnson Plaza New Brunswick, NJ 08933-7003 (732) 524-2498 Date: March 26, 2010